SHRI S, JAIPAL REDDY: Sir, it it all a part of enslavement.

AN HON. MEMBER: It is nothing but crocodilisation!

SHRI MADHAVSINH SOLANKI: Sir, with regard to the Nuclear Non-Proliferation Treaty, which would be reviewed in 1995, so long as the pro cess of review has not started, India's stand remains unchanged—that the Nuclear Non-Proliferaton Treaty being discriminatory, it discriminates between nuclear power States and non-nuclear power States, it divides the world into nuclear power States— the have's—on the one hand and the have-not's on the other—India would not sign it. That is very clear. As regards what options India would suggest as is mentioned in this statement itself, Prime Minister Shri Rajiv Gandhi in 1988, addressing a Special Conference of the United Nations, had put up an Action\ Plan for total elimination of nuclear weapons from the globe of earth, and our Prime Minister, recenty in his talks with President Bush, reiterated the same thing[1] and said that this Action Plan should be put into effect and it could be advanced, and instead of 20 years it could be completed in 10 years. So, that is India's stand, Mr. Chairman, Sir. As regards President Bush having made some statement during his election campaign, I have no information. The third thing is about Ms Carla Hills' statement. As I have just now said, the negotiations under the Uruguary round are going on under GATT and nobody wants to "Dunkelize"—and I do not know what the exact meaning of "Dunkelization" is—but, so far as our interests are there, we are going to take care of them.

MR. CHAIRMAN: Question No. 323... (Interruptions) . ..Question No 323.

अधिवक्ता अधिनियम में संशोधन

*323. श्री सत्य प्रकाश मालवीय : क्या विधि, न्याय और कंपनी कार्य मंत्री यह बताने की कृपा करेंगे कि :

(क) क्या केन्द्रीय सरकार को अधिवक्ता अधिनियम में संशोधन करने के संबंध में उत्तर प्रदेश सरकार से कोई सुझाव प्राप्त हुए हैं ;

(ख) यदि हां, तो उनका ब्यौरा क्या है ; और

(ग) इस मामले में क्या कार्यवाही की जा रही है ?

THE MINISTER OP STATE IN THE MINISTRY OF PARLIA-I MENTARY AFFAIRS AND THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI RANGARAJAN KUMARMANGALAM): (a) Yes, Sir.

(b) and (c) The State Government of Uttar Pradesh proposed that the Advocates Act, 1961, be amended to provide that power to punish advocates for misconduct should also be vested in the High Court. However by a letter dated 5-3-1992 the State Government has informed the Central Government, that on reconsideration, it has dropped the proposal.

SHRI SATYA PRAKASH MALAVIYA: Sir, the Advocates Act was passed in the year 1961 and, thereafter the Bar Councils at the Union level as well as the State level have been empowered to initiate proceedings against erring advocates. Now, recently, a conference of Chief Justices was held, which sugegsted that this power should be transferred to the High Courts, and it seems that it is influenced by the resolution of the Chief Justices and the U.P. Government has sent this proposal. Is

the Law Minister aware that the lawyers throughout the State observed Black Day?

SHRI SURESH KALMADI: Law-years or liars?

SHRI SATYA PRAKASH MALA VIYA: Advocates. The advocates or the legal practitioners against the proposed amendment Bill observed black day throughout the State. They passed a resolution on 26th February, 1992 requesting the lawyers through out the State to observe black day, and they alleged that this was an en croachment on the autonomy of the legal profession. Have you any such information?

THE MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI K. VIJAY BHASKARA REDDY) : Sir, we have that information. We are also aware that the lawyers of UP went on strike. Perhaps based on that the Government of U.P. also has reconsidered the legislation and they have written letter on 5-3-1992 that the U.P. Government was not going ahead with the Bill and that they have given up the idea.

SHRl SATYA PRAKASH MALAVIYA: What is the reaction of the Central Government to the U.P. Government dropping the proposed amendment?

SHRI K. VIJAY BHASKARA REDDY: We have agreed wth that. Our view is that we do not want to amend the Act.

SHRI MURLIDHAR CHANDRA KANT BHANDARE: Sir, the Indian Advocates Act, 1961 has unified the bar, and it has also placed certain autonomy in dealing with the question of professional misconduct among the lawyers. I am happy that the Central Government has decided to go along with the decision of the U.P. Government. I want a firm assurance that this autonomy which is vested in the Bar Council, will not be taken away by any amendment by the Central Government.

SHRl K. VIJAY BHASKARA REDDY: Sir, the hon. Member knows the view of the Government of India. We are absolutely clear that we are not thinking of amending the Act, and we believe that it has to continue with the Bar Council of India.

श्री संघ प्रिय गौतम : सभापति महोदय, 1961 से पहले जब नया एडवोकेट्स एक्ट एग्जिस्टेन्स में नहीं आया था तो अधिवक्ताओं के प्रोफेशनल मिस-कंडक्ट के मामलों के संबंध में जांच करने और दण्ड देने का अधिकार उच्च न्यायालयों को था । बाद में यह अधिकार बार कौंसिल को दिया गया । पहले बैंच और बार के संबंध मधुर थे । मेरा प्रश्न है... (व्यवधान) । अब जहां न्यायपालिका के चरित्र में गिरावट आई है, वहां अधिवक्ताओं के व्यवहार में भी गिरावट आई है ।

श्री सभापति : यह तो सब को मालूम है कि दिया है ।

श्री संघ प्रिय गौतम : पिछले दिनों में यह भी देखने को मिला है कि बैंच और बार के संबंधों में गिरावट व कड़वाहट आई है... (व्यवधान) ।

श्री सभापति : वे तो मान रहे हैं । अब आप प्रश्न कीजिये ।

श्री संघ प्रिय गौतम : मैं यह पूछना चाहता हूं कि क्या भिन्न-भिन्न राज्यों से शिकायतें, सूचनायें और सुझाव भारत सरकार को प्राप्त हुए हैं कि एडवोकेट्स एक्ट में संशोधन करके ये अधिकार फिर उच्च न्यायालय को दिये जायें ? यदि ऐसा है तो क्या भारत सरकार ने राज्य सरकारों से कमेन्ट्स मांगे और उन्हीं कमेन्ट्स की प्रक्रिया में उत्तर प्रदेश सरकार ने ऐसे कमेन्ट्स भेजे ?

SHRI K. VIJAYA BHASKARA REDDY: Sir, 1 have made it absolu-

tely clear. The U.P. Government wrote to us earlier that it was thinking of amending the Act, and we have also told them that were not 'for it But on 5-3-92 they have also reconsidered the view, and they have dropped the idea.

Other Government have not brought anything to our notice. The Chief Justices Conference wanted it to be vested in the Judges. That was referred to the Bar Council of India. Recently the Bar Council of India passed a resolution reiterating that it should continue with them only. The Government of India also accepts it.

श्री एन. के. पी. साल्वे: सभापति जी, जहां तक एडवोकेट्स एक्ट का सवाल है, उसमें एक बड़ी खामी है... (**व्यवधान**)

श्री सभापति: खामी की बात नहीं है । आप बाद में आये हैं । आपने शायद इसको पढ़ा नहीं है । आप प्रश्न पूछिये ।

श्री एन. के. पी. साल्वे: इसमें तरमीम चाहते हैं, संशोधन चाहते हैं... (**व्यवधान**) ।

श्री सभापति: यह कल का क्रिकेट मैच नहीं है ।

श्री एन. के. पी. साल्वे: आपसे मेरा निवेदन यह है कि यह बड़ा अहम सवाल है ।

श्री सभापति: मेरा कहना यह है कि जो मूल प्रश्न है उससे जो सप्लीमेंटरी उठती है वही आप पूछ सकते हैं ।

SHRI N. K. P. SALVE: Whether the Central Government has received any suggestion for amendments in the Advocates Act from the Government of Uttar Pradesh...

श्री सभापति: उन्होंने इसका जवाब दे दिया है कि अब वे इसको नहीं कर रहे हैं ।

SHRI N. K. P. SALVA: With respect, the thrust of the matter is amendment of the Advocates Act.

श्री सभापति: वे उनके अधिकार क्षेत्र में कोई हस्तक्षेप नहीं कर रहे हैं ।

श्री एन. के. पी. साल्वे: मैं यह जानना चाहता हूं कि उत्तर प्रदेश से जो सिफारिशें आई हैं... (**व्यवधान**) ।

श्री सभापति: उन्होंने कह दिया है कि वे मान करके एमेन्डमेंट नहीं कर रहे हैं ।

श्री एन. के. पी. साल्वे: सभापति, महोदय, मेरा सवाल यह है कि सिफारिशें आई हैं । उसमें क्या उन्होंने यह लिखा है कि बड़े-बड़े वकील जो भाड़ा मांगते हैं, भाड़ा, जिसे फीस कहते हैं वे लोग... (**व्यवधान**)... किराये पर अपने आप को अवेलेबल करने के लिये जो फीस, जो भाड़ा मांगते हैं... (**व्यवधान**)...

श्री सभापति: यह तो नहीं है, वकीलों को भाड़े का टट्टू तो नहीं कह रहे हैं ।

श्री एन. के. पी. साल्वे: सभापति जी, शिव शंकर जी जैसे और भंडारे जी जैसे वकील तो भाड़े पर लिये ही नहीं जा सकते हैं ।

श्री सुरेन्द्रजीत सिंह अहलुवालिया: सभापति महोदय, यह वकीलों की तौहीन है । वकील भाड़े पर नहीं मिलते वे कंसलटेशन फीस लेते हैं । ... (**व्यवधान**)...

SHRI V. NARAYANASAMY: Does he mean to say that lawyers are collecting more money?

MB. CHAIRMAN: You put you supplementary.

श्री एन. के. पी. साल्वे: सभापति महोदय, मैं यह जानना चाहता हूं कि किसी सूरत में एडवोकेट ऐक्ट में क्या ऐसा संशोधन करने का कोई प्रस्ताव है;

जिसकी वजह से शरीफ आदमियों को भी वकील भाड़े पर मिल सकें ?

SHRI MURLIDHAR CHANDRA-KANT BHANDARE: I really object to that, Sir. He is not understanding the professional integrity of the lawyer at all, when he functions in a court.

SHRI N. K. OP. SALVE: in regard to discharging the functions nobody knows better than what I do. *(Interr. upiAons)...*

Modernisation of Textile Mills

*324. SHRI KAMAL MORARKA: Will the Minister of TEXTILES be pleased to state:

(a) what are the proposals under Government's consideration for modernisation of textile mills;

(b) what is the number of textile mills that are presently rated as uneconomic; and

(c) what assistance will be given to make these units viable?

वस्त्र मंत्रालय के राज्य मंत्री (श्री अशोक गहलोत) : (क) से (ग) एक विवरण सभा पटल पर रख दिया गया है।

विवरण

(क) से (ग) वर्ष 1985 की वस्त्र नीति के अनुसरण में आई डी बी आईने 1986 में वस्त्र आधुनिकीकरण निधि योजना (टी एम एफ एस) शुरू की थी जिसका उद्देश्य उपस्कर/मशीनों के प्रतिस्थापन/नवीकरण के जरिए वस्त्र मिलों के आधुनिकीकरण, प्रौद्योगिकीकरण के उन्नयन, उत्पाद-क्वालिटी में सुधार लाने तथा निर्यात क्षमता बढ़ाने के लिये वित्तीय सहायता प्रदान करना है । इस योजना के अंतर्गत दो प्रकार के ऋण अर्थात् आधुनिकीकरण ऋण तथा विशेष ऋण मिलों को दिए जाते हैं । वस्त्र मंत्रालय ने यह प्रस्ताव किया है कि इस योजना के अंतर्गत आधुनिकीकरण के लिये सहायता प्रदान करने के उद्देश्य से वस्त्र आधुनिकीकरण निधि योजना की धनराशि को बढ़ाकर के 1500 करोड़ रुपये कर दिया जाए । आई डी बी आई द्वारा उपलब्ध कराई गई सूचना के अनुसार 31 जुलाई, 1991 तक इस योजना के अंतर्गत आधुनिकीकरण के लिए 501 आवेदन पत्र प्राप्त हुए ।

बी आई एफ आर द्वारा उपलब्ध कराई गई सूचना के अनुसार फिलहाल 199 वस्त्र मिलें खर्चीली/रुग्ण पाई गई हैं।

SHRI KAMAL MORARKA: The hon. Minister in his reply has said that his Ministry has asked for an increase in the corpus of the Textile Modernisation Fund Scheme to Rs-1,500 crores and 501 applications are pending with the IDBI. Does the Min ister know the total amount required in the 501 applications and whether this increase to Rs. 1,500 crores is enough? I am asking this question because in the current Government's policy export has got a very import ant role to play. The Minister knows that textile is the single largest area where exports can be stepped up. Not only the export problem, but the employment problem also can be solved if an integrated policy in this regard is made. So, my question is whether this Rs. 1500 crores for this would be enough; if not, whether his Ministry is going to take it up for a larger increase in the outlay.

श्री अशोक गहलोत : चेयरमैन साहब, 501 अप्लीकेशंस की जो बात की गयी है उसके अन्तर्गत 357 अप्लीकेशंस को सेंक्शन किया गया है, करीब 1366.39 करोड़ इसका अमाउंट है । 500 अप्लीकेशंस का जो टोटल अमाउंट है वह करीब 22 सौ करोड़ रुपया है और जो अमाउंट डिसबर्स हुआ है वह करीब 812 करोड़ रुपया का अमाउंट डिस्बर्स हुआ है । इसको देखते हुए 15 सौ करोड़ रुपया हमने प्रपोज किया है । लेकिन यह भी अभी स्वीकृत नहीं हुआ है । हमारी कोशिश है कि हम 15 सौ करोड़ रुपये कम से कम लें क्योंकि आई०डी०बी०आई०